

9-502. Waiver of trial by jury - Misdemeanor offenses.

*[For use with District Court Rule 5-605 NMRA,
Magistrate Court Rule 6-602 NMRA and
Metropolitan Court Rule 7-602 NMRA]*

STATE OF NEW MEXICO
COUNTY OF _____
_____ COURT

STATE OF NEW MEXICO

v.

No. _____

_____, Defendant

WAIVER OF TRIAL BY JURY -- MISDEMEANOR OFFENSES

Instructions:

The purpose of this form is to advise you of your right to trial by jury and to allow you to give up that right if you so choose.

READ THE ENTIRE FORM CAREFULLY BEFORE SIGNING IT.

RIGHT TO TRIAL BY JURY

I understand that I am charged with the crime of _____
_____, which is a
misdemeanor under the law of New Mexico, and that if I am found guilty I can be punished by
imprisonment, fine or other penalty.

I understand that I have a right to trial by jury and that all jurors must agree on my guilt of

the crime beyond a reasonable doubt for me to be found guilty.

I understand that once I have made the decision to give up my right to jury trial, I may change my mind only with the permission of the court.

CERTIFICATION AND WAIVER

After reading and understanding the above, I hereby give up my right to trial by jury and consent to have my guilt or innocence determined by a judge.

Date

Defendant

I have explained to the defendant his right to trial by jury and I am satisfied that the defendant understands the waiver of this right.

Defense Counsel

I consent to waiver of trial by jury in this case.

Prosecutor

Approved:

Judge